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January 2, 2004

VIA EXPRESS MAIL

Mail Stop Patent Application Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

NEW APPLICATION TRANSMITTAL LETTER

Sir:

MEMBER OF FEDERAL PATENT BAR

MATTERS EXCLUSIVELY

SPECIALIZING IN INTELLECTUAL PROPERTY

Transmitted herewith under 37 CFR § 1.153(b) is a non-provisional U.S. patent application identified as follows:

Applicant: Gary T. Roe et al Serial No.: not yet accorded Filed: not yet accorded

For: PORTABLE BEVERAGE HOLDER APPARATUS

Atty. Dkt.: 4017M

Applicant hereby claims priority based upon applicant's copending Provisional Application Serial No. 60/437,934, filed January 6, 2003.

Small Entity status of this application under 37 CFR § 1.27 is sought by a verified statement filed with the application.

In compliance with applicant's duty under 37 CFR § 1.56(a), an Information Disclosure Citation (Form PTO/SB/08A) is transmitted herewith.

A check No. 1152 in the amount of \$ 385. to cover the filing fee is attached. No additional fee is required. Should applicant be mistaken in this regard, the Commissioner is authorized to charge all such additional fees to Deposit account 02-1905.



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The undersigned hereby certifies that the attached application was deposited with the United States Postal Service in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 as Express Mail (No. EU991540767US), Post Office to Addressee service, on January 2, 2004.

Respectfully,

3. Michael Bender

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SMB/cjy Encl.